S.B.CIVIL WRIT PETITION NO.6955/2003

Mana Ram
v.
State of Rajasthan & Ors.

DATE OF ORDER :: 18th January, 2007

HON'BLE MR.JUSTICE GOVIND MATHUR

Mr. S.G.Ojha]
Mr. R.Kothari] for the petitioner.
Mr. J.P.Joshi for the respondents.

....

It is stated by counsel for the petitioner that the controversy involved in this petition for writ is no more res-integra in view of the judgment of this Court in the case of Arvind Kumar Joshi v. State of Rajasthan, reported in 2006(3) DNJ (Raj.) 1412.

Counsel for the respondents does not dispute the statement given by counsel for the petitioner, however, states that the judgment of this Court in the case of Arvind Kumar Joshi (supra) is subject matter of an appeal pending before the Division Bench of this Court. It is also stated that there is no interim order passed by Division Bench in the appeal preferred assailing validity and propriety of the judgment referred above.

Accordingly, this petition for writ is also allowed in light of the judgment of this Court in the case of Arvind Kumar Joshi (supra). The respondents are directed to treat the petitioner eligible to be

considered for the purpose of appointment to the post of Head Master (Secondary Education). The result of selection proceedings in that the petitioner faced interview in pursuant to interim order dated 13.12.2003 be declared accordingly. In the event the petitioner stands in merit and is otherwise eligible, appointment be accorded to him on the post concerned.

(GOVIND MATHUR),J.

kkm/ps.